

JUL 06 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jonathan J. Wierer, Jr.; Michael R. Krames; Serge L. Rudaz
Assignee: Lumileds Lighting U.S. LLC
Title: Multi-Layer Highly Reflective Ohmic Contacts For Semiconductor Devices
Serial No.: 09/469,652 Filing Date: December 22, 1999
Examiner: Jerome Jackson Jr. Group Art Unit: 2815
Docket No.: M-9197 US

San Jose, California
July 6, 2005

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Dear Sir:

Petitioner, Lumileds Lighting U.S. LLC, a Delaware corporation having a place of business at 370 W. Trimble Road, San Jose, CA 95131, is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent Nos. 6,486,499 B1 and 6,844,571 B2. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full


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statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patents, as presently shortened by any terminal disclaimer, in the event that one or both prior patents later: expire for failure to pay a maintenance fee, are held unenforceable, are found invalid by a court of competent jurisdiction, are statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, have all claims canceled by a reexamination certificate, are reissued, or are in any manner terminated prior to the expiration of their full statutory term as presently shortened by any terminal disclaimer.

The undersigned represents that she is authorized to sign on behalf of Petitioner.

Certification of Facsimile Transmission	
I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.	
 Signature	<u>7/6/05</u> Date

Respectfully submitted,


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